

IC 5-28-33

Chapter 33. High Speed Internet Service Deployment and Adoption Initiative

IC 5-28-33-1

"GIS"

Sec. 1. As used in this chapter, "GIS" refers to the statewide geographic information system created under section 3 of this chapter.

As added by P.L.152-2009, SEC.1.

IC 5-28-33-2

"High speed Internet service"

Sec. 2. As used in this chapter, "high speed Internet service" means a connection to the Internet that provides capacity for transmission at an average speed of at least three hundred eighty-four (384) kilobits per second downstream, regardless of the technology or medium used to provide the connection.

As added by P.L.152-2009, SEC.1.

IC 5-28-33-3

Development of high speed Internet service deployment and adoption initiative; map of broadband availability

Sec. 3. (a) The corporation shall develop a high speed Internet service deployment and adoption initiative that includes the creation of a statewide geographic information system (GIS) of available telecommunications and information technology services, including high speed Internet service.

(b) The corporation shall map the availability of broadband service by census blocks established by the Bureau of the Census and depicted in the GIS. A map created under this subsection may:

- (1) include the percentage of households that have access to broadband service; and
- (2) use the Federal Communications Commission benchmark rates for broadband service to identify different speed tiers.

(c) The corporation shall share the map created under subsection (b) and the GIS, including updates, with the Indiana Geographic Information Council (as referred to in IC 4-23-7.3-6) as a data layer to the statewide base map (as defined in IC 4-23-7.3-11).

As added by P.L.152-2009, SEC.1. Amended by P.L.13-2013, SEC.13.

IC 5-28-33-4

Confidential information

Sec. 4. (a) A person or entity that provides data or other information to the corporation for inclusion in the GIS may designate the data or information as confidential for any purpose, including for purposes of IC 5-14-3-4.

(b) The corporation shall, upon request, enter into a nondisclosure agreement with a person or entity described in subsection (a)

concerning proprietary information submitted to the corporation by the person or entity.

As added by P.L.152-2009, SEC.1.

IC 5-28-33-5

Ability to enter into contract

Sec. 5. The corporation may enter into a contract to develop all or part of the initiative described in section 3 of this chapter.

As added by P.L.152-2009, SEC.1.

IC 5-28-33-6

Application for federal grants

Sec. 6. The corporation may apply for state broadband data and development grants under the federal Broadband Data Improvement Act and the American Recovery and Reinvestment Act of 2009.

As added by P.L.152-2009, SEC.1.

IC 5-28-33-7

Corporation not authorized to regulate communications service providers

Sec. 7. This chapter may not be construed as authorizing the corporation to regulate communications service providers (as defined in IC 8-1-32.5-4).

As added by P.L.152-2009, SEC.1.

IC 5-28-33-8

Consultation with Indiana finance authority

Sec. 8. In implementing this chapter, the corporation shall consult with the Indiana finance authority to avoid unnecessary duplication of efforts under this chapter and IC 8-1-33.

As added by P.L.152-2009, SEC.1.

IC 5-28-33-9

Priorities of high speed Internet service deployment and adoption initiative

Sec. 9. The corporation shall establish the following priorities in developing and implementing the high speed Internet service deployment and adoption initiative:

(1) First, extending the deployment of high speed Internet service to areas where:

(A) Internet connections are unavailable; or

(B) the only available Internet connections provide capacity for transmission at an average speed of less than two hundred (200) kilobits per second downstream.

(2) Second, extending the deployment of high speed Internet service to areas where the only available Internet connections provide capacity for transmission at an average speed of:

(A) not less than two hundred (200) kilobits; and

(B) not more than one and five-tenths (1.5) megabits; per second downstream.

(3) Third, supporting programs to promote broadband adoption throughout Indiana.

As added by P.L.152-2009, SEC.1.

IC 5-28-33-10

Single eligible entity for grants

Sec. 10. The corporation is designated as the single eligible entity to receive a grant under 47 U.S.C. 1304.

As added by P.L.152-2009, SEC.1.